IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

| J.D. MAY and DALE STEPNIEWSKI, |) | |
|--------------------------------------|---|------------------------|
| |) | |
| Plaintiffs, |) | |
| |) | |
| v. |) | Case No. 3:10-cv-00760 |
| |) | Judge Trauger |
| TICKETMASTER ENTERTAINMENT, LLC, |) | |
| f/d/b/a, and successor by merger to, |) | |
| TICKETMASTER and TICKETMASTER |) | |
| ENTERTAINMENT, INC.; |) | |
| TICKETMASTER, LLC; and IAC PARTNER |) | |
| MARKETING, INC., |) | |
| |) | |
| Defendant. |) | |
| | | |

ORDER

For the reasons expressed in the accompanying Memorandum, the Motion to Dismiss or, in the Alternative, to Transfer filed by defendant IAC Partner Marketing, Inc. (Docket No. 8) is **GRANTED**. The plaintiffs' claims against defendant IAC Partner Marketing, Inc. in the Complaint and in the First Amended Complaint to be filed are hereby **DISMISSED** without prejudice to the plaintiffs' right to pursue the claims in Delaware state court. The Motion for Leave to File Amended Complaint filed by the plaintiffs (Docket No. 14) is **GRANTED**.

It is so Ordered.

Entered this 13th day of October 2010.

ALETA A. TRAUGER

United States District Judge